

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2020, LEGISLATIVE DAY NO. 21
September 8, 2020 6:00 P.M.

A. The meeting was called to order by Chair Bevins at 6:00 P.M. Due to the COVID-19 pandemic and the executive orders issued by Governor Larry Hogan and the local State of emergency declared by the County Executive, in lieu of in-person appearances in the Council Chambers, the meeting was convened via Webex teleconference. The Chair asked the participants to pause for a moment of silent meditation. Councilman Patoka led the Pledge of Allegiance to the Flag. There were approximately 48 persons via teleconference in attendance and the following Councilmembers were present:

TOM QUIRK	FIRST DISTRICT
IZZY PATOKA	SECOND DISTRICT
WADE KACH	THIRD DISTRICT
JULIAN E. JONES, JR.	FOURTH DISTRICT
DAVID MARKS	FIFTH DISTRICT
CATHY BEVINS	SIXTH DISTRICT
TODD K. CRANDELL	SEVENTH DISTRICT

B. APPROVAL OF JOURNAL

Upon motion by Councilman Jones, seconded by Councilman Patoka, the reading of the Journal Entries for the meeting of August 3, 2020, August 7, 2020 and August 25, 2020 were waived and accepted unanimously.

C. ENROLLMENT OF BILLS

The Chair stated that the following Bills were passed by the County Council and signed by the County Executive. She certified and delivered to the Secretary, Bills 59-20, 60-20, 61-20, 62-20, 63-20, 64-20, 65-20, 66-20, 67-20, 68-20, 69-20, 70-20, 71-20, 73-20, 79-20, 80-20, 81-20, 82-20, 83-20, 84-20 and 85-20.

D. INTRODUCTION OF BILLS

Bill 86-20, entitled An Act for the purpose of amending the 2020-2021 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from state funds and made available to the County through the Maryland Department of Health.

Bill 87-20, entitled An Act for the purpose of amending the 2020-2021 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from funds made available to the County through the Cities for Financial Empowerment (CFE) Fund.

Bill 88-20, entitled An Act for the purpose of amending the 2020-2021 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from federal funds and made available to the County through the US Dept. of Commerce – Economic Development Administration.

Bill 89-20, entitled An Act for the purpose of amending the 2020-2021 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from state funds and made available to the County through the Maryland State Arts Council.

Bill 90-20, entitled An Act for the purpose of limiting parking of vehicles in certain areas and under certain circumstances in the Greater Towson Area; and generally relating to parking.

Bill 91-20, entitled An Act for the purpose of requiring certain information in an application for a Planned Unit Development (PUD); requiring an applicant for a Planned Unit Development to repeat a certain process if the County Council does not take action on the application within a certain period of time; and generally relating to Planned Unit Developments.

Bill 92-20, entitled An Act for the purpose of specifying the penalty for the parking of vehicles in certain posted “no parking” areas of the Big Gunpowder Falls; and generally relating to the stopping, standing, and parking of vehicles.

Bill 93-20, entitled An Act for the purpose of providing certain property tax credits for a senior housing development that is part of a mixed-use development located within 500 feet of a Maryland Transit Administration (“MTA”) Light Rail Station; and generally relating to property tax credits.

Bill 94-20, entitled An Act for the purpose of permitting the growing and processing of Industrial Hemp in certain zones by special exception; providing certain setbacks and limitations for Industrial Hemp growing areas; and generally relating to Industrial Hemp.

Bill 95-20, entitled An Act for the purpose of defining certain terms; requiring certain notices of residential rent increases during an emergency; providing certain restrictions on residential rent increases during an emergency; providing certain restrictions on the assessment and collection of certain rent and fees during an emergency; requiring certain notices of rental assistance programs be provided to tenants; providing for publication of certain information related to tenant protections during emergencies; setting certain requirements to obtain a rental housing license and adding certain grounds for denial, suspension, or revocation; and generally relating to protections for residential tenants during emergencies.

Councilwoman Bevins then motioned to introduce Bill 96-20 without 7 day notice
Councilman Quirk seconded the motion and Bill 96-20 was introduced without the 7 day notice
by the following roll call vote:

Aye - Quirk, Patoka, Kach, Jones, Marks, Bevins

Nay – None

Abstain - Crandell

Bill 96-20, entitled An Act for the purpose of defining certain terms; requiring annual training of Police Officers in de-escalation techniques, implicit bias, the use of physical and lethal force, including techniques for interacting with vulnerable persons; providing for a specified probationary period for certain Police Officers; providing that certain persons are ineligible to be hired and serve as a Police Officer unless approved by the Chief of Police; requiring policies affirming the sanctity of life and the dignity and value of all persons; prohibiting the use of neck restraints by a Police Officer except in defense against death or serious bodily injury; requiring policies obligating a Police Officer to intervene to stop another Police Officer from using excessive force and to report such intervention, and prohibiting retaliation against a Police Officer who intervenes or reports; requiring a Police Officer to render aid in certain circumstances; requiring policies that limit the use of physical force by a Police Officer; requiring policies for reporting certain uses of force; providing for an early intervention system for Police Officers related to the use of force; requiring certain data collection and analysis by the Department; requiring the publication of certain data; authorizing a hearing board with public members; and generally relating to the Police Department.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 74-20, CEB – Security COVID Grant, was called. Tim Sheridan testified. There being no discussion, this Bill passed by the following roll call vote:

Aye - Quirk, Patoka, Kach, Jones, Marks, Bevins, Crandell

Nay – None

Bill 75-20, CEB – Security Grant, was called. Tim Sheridan testified. There being no discussion, this Bill passed by the following roll call vote:

Aye - Quirk, Patoka, Kach, Jones, Marks, Bevins, Crandell

Nay – None

Bill 76-20, Zoning Regulations – Uses Permitted in the Manufacturing, Light (M.L.) Zone, was called. Councilman Kach commented. There being no further discussion, this Bill passed by the following roll call vote:

Aye - Quirk, Patoka, Kach, Jones, Marks, Bevins, Crandell
Nay – None

Bill 77-20, Zoning Regulations – Uses Permitted–Residential Development Proposals – Adjacent to the Honeygo Overlay District, was called. Councilman Marks commented and then motioned to extend the Bill to be discussed at the Work Session on Tuesday, September 15, 2020 and Final Reading and Vote to occur at the Legislative Session on Tuesday, September 21, 2020. Councilman Jones seconded the motion and Bill 77-20 was extended by the following roll call vote:

Aye - Quirk, Patoka, Kach, Jones, Marks, Bevins, Crandell
Nay – None

Bill 78-20, Zoning Regulations – Uses Permitted – Honeygo Overlay District, was called. Councilman Marks commented and then moved to amend this Bill with the following amendment:

1. On page 2, strike lines 13 through 16 and insert the following:
“3. BARBER SHOPS AND HAIR SALONS ARE PERMITTED IN THE EASTERN SUBAREA OF THE D.R. 1 H ZONE WHERE THE TOTAL LOT SIZE IS NO LARGER THAN 0.5 ACRE.”

Councilman Quirk seconded the motion and this amendment passed by the following roll call vote:

Aye - Quirk, Patoka, Kach, Jones, Marks, Bevins, Crandell
Nay – None

Thereafter, upon motion by Councilman Marks, seconded by Councilman Quirk, Bill 78-20, as amended, passed by the following roll call vote:

Aye - Quirk, Patoka, Kach, Jones, Marks, Bevins, Crandell
Nay – None

F. APPROVAL OF FISCAL MATTERS

The Chair stated that the Council would now consider Fiscal Matters. Extensive testimony on each item was taken at the Council's work session on September 1, 2020. The witnesses who testified at the work session were available to restate their testimony if needed. If a Councilmember had any questions regarding a particular Fiscal Matter, that item would be discussed as a separate matter. Chair Bevins then called upon the Secretary to read the cover letters for Fiscal Matters 1 through 13 and 15. Fiscal Matter 14 was deferred.

1. Contract – Labor First, LLC – Baltimore County Retiree Benefits – Medicare Part D - ADMIN

A contract with Labor First, LLC, to provide for the administration of Baltimore County retiree benefits. The exchange menu developed by Labor First will allow for group plans that are tailored to meet the specific needs of our current members and provide coverage of non-Medicare Part D drugs that are not covered by individual market Medicare Part D plans.

2. Amendment to Contract – Benefit Strategies, LLC – Administration of Flexible Spending Account (FSA) – employees – OBF

An amendment to the contract with Benefit Strategies, LLC, to add two additional one-year renewal options to the existing agreement. The contractor will continue to provide the administration of the flexible spending account (FSA) for general government, BCPS and CCBC active employees.

3. Purchase Order – Fair and Impartial Policing, LLC – Training Services – PD

A purchase order with Fair and Impartial Policing, LLC, to provide training services to department personnel to help identify and understand bias as it relates to interactions with the public, subordinates and supervisors.

4. Contract – Midlantic Marking, Inc. – Retracing/new roadway line striping services – DPW

A contract with Midlantic Marketing, Inc., to provide retracing and new roadway line striping services for County-maintained roadways.

5. Contracts – (2) – Delipping/refurbishment of ball diamonds – PM

Two contracts with Ruppert Landscape, Inc. and Classic Lawn and Landscape, Inc., to provide the delipping and refurbishment of ball diamonds at various Baltimore County facilities and/or sites. Projects include refurbishment of ball diamond infields, hauling large quantities of new ball diamond mix, hauling excess ball diamond mix offsite, seeding environmentally sensitive areas, and hydro-seeding access paths to site.

6. Contracts – (2) – Design, installation & maintenance – Security/Video Surveillance Systems – OIT

Two contracts Easter's Lock & Access Systems, Inc. and Caton Communications Group, Inc., to provide for the design, installation and maintenance of security and video surveillance systems, located within Baltimore County facilities.

7. Contract – Stanley Convergent Security Solutions, Inc. – Maintenance/repair – security electronics systems-Detention Center-OIT

A contract with Stanley Convergent Security Solutions, Inc., to provide troubleshooting, maintenance and repairs of security electronics systems at the Baltimore County Detention Center.

8. Contract – Cherwell Software, LLC – Software maintenance/support – Asset Service Manager – OIT

A contract with Cherwell Software, LLC, to provide ongoing software maintenance and support of the asset service manager. The Cherwell CSM platform will allow the County to provide service and maintenance on a system for the Office of Information technology that provides incident tickets and service request management and is currently used by all agencies and offices within the County.

9. Contract – Prologue, Inc. – Intensive support/care – Residential Rehabilitation Program – HHS

A contract with Prologue, Inc., to provide intensive community based support and care to individuals being discharged from a State psychiatric hospital into an existing residential rehabilitation program or community apartments with supportive wraparound services.

10. Contract – Mosaic Community Services, Inc. - Intensive support/care – Residential Rehabilitation Program – HHS

A contract with Mosaic Community services, Inc., to provide intensive community based support and care to individuals being discharged from a State psychiatric hospital into an existing residential rehab program or community apartments with supportive wraparound services.

11. Contract – People Encouraging People, Inc. – Intensive support/care – Residential Rehabilitation Program – HHS

A contract with people Encouraging People, Inc., to provide intensive community based support and care. To individuals being discharged from a State psychiatric hospital into an existing residential rehabilitation program or community apartments with supportive wraparound services.

12. Contracts – (5) – Recovery Housing Services – HHS

Five contracts to provide recovery housing services to individuals in Baltimore County seeking a safe, healthy recovery environment.

13. Contract of Sale – Maryland Aviation Administration – Wilson Point Rd., 21220 – Stansbury Manor Sewer Pumping Station - REC

A contract with Aviation Administration, to purchase easements, located on Wilson Point Road, Middle River, Maryland 21220, for the Stansbury Manor sewer pumping station replacement.

14. Agreement – Tradepoint Atlantic, LLC – Parcel 3B – 22 acre site – Recreational use - REC

This Fiscal Matter was deferred.

15. Amendment to Contract – Whiteford, Taylor & Preston, LLP – Legal Counsel – LAW

An amendment to the contract with Whiteford, Taylor & Preston, LLP, to increase the total not to exceed the amount of the agreement. The contractor will provide legal counsel for Baltimore County, Maryland, with respect to religious land use and institutionalized persons act (RLUIPA) litigation.

There being no discussion, upon motion by Councilman Jones, seconded by Councilwoman Bevins, Fiscal Matters 1 through 13 and 15 were unanimously approved.

G. MISCELLANEOUS BUSINESS

1. Correspondence - Non-Competitive Awards

At the direction of the Chair, the Secretary read the correspondence from the Office of Budget and Finance listing the non-competitive awards made during July, 2020.

2. Res. 79-20 – County Council Rules of Procedure – Publication of Roll Call Vote

At the direction of the Chair, the Secretary read this Resolution of the County Council to amend the Rules of Procedure for the Baltimore County Council. Councilman Crandell commented. There being no further discussion, upon motion by Councilman Kach, seconded by Councilman Crandell, this Resolution was unanimously approved.

3. Res. 80-20 – Planned Unit Development – Gerst Farm

This Resolution was deferred.

4. Grants – FY2021 Arts and Sciences Grants

At the direction of the Chair, the Secretary read this correspondence from the County Administrative Office, for FY2021 Arts and Sciences General Fund Grants. The funds will be used to support the arts and sciences available to all Baltimore County residents. There being no discussion, upon motion by Councilwoman Bevins, seconded by Councilman Marks, these Grants were unanimously approved.

5. Res. 81-20 –Property Tax Exemption – DAV – Frank Krainer

This Resolution was deferred.

6. Res. 82-20 –Property Tax Exemption – DAV – Lamonte Tyler

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Lamonte Tyler, who is entitled to an exemption from real property taxes by reason of the exemption afforded to disabled veterans under State law. There being no discussion, upon motion by Councilman Jones, seconded by Councilwoman Bevins, this Resolution was unanimously approved.

7. Res. 83-20 – Property Tax Exemption – DAV – Charles Popp

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Charles Popp, who is entitled to an exemption from real property taxes by reason of the exemption afforded to disabled veterans under State law. There being no discussion, upon motion by Councilman Quirk, seconded by Councilwoman Bevins, this Resolution was unanimously approved.

8. Res. 84-20 – Property Tax Exemption – DAV – Alphonso Manning

This Resolution was withdrawn prior to the meeting.

9. Res. 85-20 – Property Tax Exemption – DAV – Anthony Fiorilli, III

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Anthony Fiorilli, III, who is entitled to an exemption from real property taxes by reason of the exemption afforded to disabled veterans under State law. There being no discussion, upon motion by Councilwoman Bevins, seconded by Councilman Jones, this Resolution was unanimously approved.

10. Res. 86-20 – Property Tax Exemption – DAV – John Blakeney

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from John Blakeney, who is entitled to an exemption from real property taxes by reason of the exemption afforded to disabled veterans under State law. There being no discussion, upon motion by Councilman Jones, seconded by Councilwoman Bevins, this Resolution was unanimously approved.

11. Res. 87-20 – Property Tax Exemption – DAV – Gary Richardson

This Resolution was withdrawn prior to the meeting.

12. Res. 88-20 – Property Tax Exemption – DAV – Surviving Spouse – Kristy Lee Didomenico

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Kristy Lee Didomenico, who is entitled to an exemption from real property taxes by reason of the exemption afforded to surviving spouses of disabled veterans under State law. There being no discussion, upon motion by Councilman Crandell, seconded by Councilman Bevins, this Resolution was unanimously approved.

13. Res. 89-20 – Property Tax Exemption – DAV – Andre Jones

This Resolution was deferred.

14. Res. 90-20 – Approval-Continuation of a State of Emergency-Executive Order No. 2020-002

At the direction of the Chair, the Secretary read this Resolution of the County Council approving the continuation of a State of Emergency declared by the County Executive on March 13, 2020 (Executive Order No. 2020-002). James Benjamin testified. Councilmembers Marks and Quirk questioned Mr. Benjamin. Councilmembers Patoka and Kach commented. There being no further discussion, upon motion by Councilman Patoka, seconded by Councilman Marks, this Resolution was approved by the following roll call vote:

Aye - Quirk, Patoka, Kach, Jones, Marks, Bevins
Nay – Crandell

Councilman Kach excused himself for the remainder of the meeting.

15. Reappointment – Baltimore County Animal Hearing Board – Jacqueline Scotto

At the direction of the Chair, the Secretary read this correspondences from the County Executive requesting the re-appointment of Jacqueline Scotto to the Baltimore County Animal Hearing Board. Ms. Scotto will be appointed for the remainder of two-year terms expiring June 30, 2022. There being no discussion, upon motion by Councilman Quirk, seconded by Councilwoman Bevins, this re-appointment was unanimously approved by the six Councilmembers present.

16. Reappointment – Baltimore County Ethics Commission – Cindy L. Leppert

At the direction of the Chair, the Secretary read this correspondences from the County Executive requesting the re-appointment of Cindy L. Leppert as Chair to the Baltimore County Ethics Commission. Ms. Leppert will be appointed for another three-year terms expiring June 30, 2023. There being no discussion, upon motion by Councilman Patoka, seconded by Councilwoman Bevins, this re-appointment was unanimously approved by the six Councilmembers present.

17. Appointments – (2) – Baltimore County Ethics Commission – Lisa Tancredi, Esq./Laura Ray

At the direction of the Chair, the Secretary read this correspondences from the County Executive requesting the appointment of Lisa Tancredi, Esq. and Laura Ray to the Baltimore County Ethics Commission. Ms. Tancredi will be appointed for a three-year terms expiring June 30, 2023. Ms. Ray will be appointed for the remainder of a three-year term expiring June 30, 2022. There being no discussion, upon motion by Councilman Patoka, seconded by Councilwoman Bevins, these appointments were unanimously approved by the six Councilmembers present by the six Councilmembers present.

18. Res. 91-20 – Modification (R10-20)-Approval of Payment-in-lieu of taxes (PILOT) agreement- Lyon Homes III Preservation, LLC

This Resolution was for introduction only.

19. Res. 92-20 – Modification (R9-20)-Approval of Payment-in-lieu of taxes (PILOT) agreement- Lyon Homes III Preservation, LLC

This Resolution was for introduction only.

20. Res. 93-20 – Modification (R11-20)-Approval of Payment-in-lieu of taxes (PILOT) agreement- Lyon Homes II Preservation, LLC

This Resolution was for introduction only.

21. Res. 94-20 – MD Agricultural Land Preservation Foundation (MALPF) Easements -(15)

This Resolution was for introduction only.

22. Res. 95-20 – Establishing the Baltimore County Recreation and Parks Foundation Work Group

This Resolution was for introduction only.

23. Res. 96-20 –Application – DHCD – MD Community Block Grant – CARES Act

This Resolution was for introduction only.

There being no further business to come before the Council at this time, upon motion by Councilman Quirk, seconded by Councilwoman Bevins, the meeting adjourned at 7:08 P.M.


Thomas H. Bostwick, Secretary